

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

CARINA DACER, SABINA DACER-  
REYES, AMPARO DACER-HENSON,  
and EMILY DACER-HUNGERFORD,

Plaintiffs,

v.

JOSEPH EJERCITO ESTRADA,  
individually and in his official capacity,  
PANFILO M. LACSON, individually and  
in his official capacity, REYNALDO  
“BUTCH” TENORIO, individually and in  
his official capacity, DANTE TAN,  
individually and in his official capacity,  
MICHAEL RAY AQUINO, individually  
and in his official capacity, VICENTE  
ARNADO, individually and in his official  
capacity, GLENN DURLAO, individually  
and in his official capacity, and  
DOES 1–100, inclusive,

Defendants.

No. C 10-04165 WHA


**ORDER REGARDING  
MOTION TO DISMISS**

On June 27, 2011, *pro se* defendant Michael Ray Aquino filed a motion to dismiss the complaint (Dkt. No. 12). On July 20, the case was reassigned to the undersigned judge, and the pending motion to dismiss was terminated (Dkt. No. 17). Two days later, Mr. Aquino filed an “addendum” to his motion urging that “sufficient evidence has been submitted . . . to enable this Honorable Court to rule on the Motion” (Dkt. No. 20 at 3).

1 Mr. Aquino's addendum is hereby deemed to re-notice his motion to dismiss. Plaintiffs'  
2 opposition or statement of non-opposition to the motion must be filed by **AUGUST 8, 2011**.  
3 Mr. Aquino may file a reply brief supporting his motion by **AUGUST 15, 2011**. Although  
4 Mr. Aquino "is in Manila, Philippines, in the custody of the National Bureau of Investigation of  
5 the Philippines" and therefore "cannot appear before the Honorable Court for any oral argument"  
6 (Dkt. No. 20 at 2), a hearing on the motion will be held at **8:00 A.M. ON SEPTEMBER 1, 2011**.

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8 **IT IS SO ORDERED.**

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10 Dated: July 25, 2011.

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13 WILLIAM ALSUP  
14 UNITED STATES DISTRICT JUDGE  
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